ANTHONY T. (Tom) CASO

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EXPERIENCE

Clinical Professor and Director, Constitutional Jurisprudence Clinic, Chapman University School of Law (2009 to present)
The Constitutional Jurisprudence Clinic focuses primarily on appellate level litigation in cases that raise issues of original meaning of the Constitution or other founding era principles of government and individual liberty. The clinic's work in representing the Center for Constitutional Jurisprudence was recently recognized by SCOTUSBlog. The Center was ranked the sixth most influential organization in the nation in urging Supreme Court review of cases. Further, the brief I authored in *Arizona v. Inter Tribal Council*, was cited by Justice Thomas in his dissenting opinion in the case.

Solo Practitioner, Law Office of Anthony T. Caso (July 2007 to present)
The practice covers state and federal litigation at both the trial and appellate levels and includes business litigation, civil rights, and regulatory compliance.

Senior Vice President and Chief Counsel, Pacific Legal Foundation (1979-2007)
I held a variety of positions at Pacific Legal Foundation and ended my tenure as Senior Vice President and Chief Counsel. In that position, I organized and managed a legal program that included 20-25 attorneys and three offices litigating nationwide primarily in state and federal appellate courts. My litigation experience at the Foundation included successful litigation of cases at every level of the state and federal court system, including the California Supreme Court and the United States Supreme Court.

Adjunct Professor of State Constitutional Law, Pacific McGeorge School of Law (2002-2009)
This class is a general course on state constitutions, covering structure of state government and unique provisions of state charters. I created the course syllabus and supplemented a text book with additional cases to give the class a California focus.

Adjunct Professor, College of Professional Studies, University of San Francisco (2004 - 2009)
For the University's adult education campus in Sacramento, I taught an undergraduate class in "Legal Responsibilities of Public and Nonprofit Managers" as part of the Bachelors in Public and Nonprofit Administration and a graduate-level class in "Legal Issues Affecting Nonprofit Organizations" as part of the Master of Nonprofit Administration degree program.

Adjunct Professor, College of Continuing Education, Sacramento State University (2007)
I taught the Legal Environment of Management course for students in the MBA program.

EDUCATION

Master of Business Administration, Golden Gate University (1999)
Juris Doctor, University of the Pacific, McGeorge School of Law (1979)
Bachelor of Arts, Political Science, La Verne College (1976)

LEGAL ASSOCIATIONS

Master of the Bench, Warren J. Ferguson Inn of Court (2010 to 2015)
Master of the Bench, Anthony M. Kennedy Inn of Court (2001 to 2009)
Milton L. Schwartz Inn of Court (1999-2001)
National Executive Committee Member, Federalist Society Free Speech and Election Law Practice Group

RECENT PRESENTATIONS

Panelist, COTES Workshop on *Formative Assessment*, March 29, 2018.

Panelist, *The Unexpected Consequences of Climate Change on Government Finance*, Pepperdine School of Public Policy, February 27, 2018.

The Claremont Institute Center for Constitutional Jurisprudence Tele-Townhall: *Supreme Court Preview*, September 21, 2017.

Moderator on Panel on *Administrative Law*, Claremont Institute Center for Constitutional Jurisprudence Constitution Day, September 23, 2017.

Commentator, *Junior Faculty Works in Progress Workshop*, September 22-23, 2017.

The Supreme Court Case in Corps of Engineers v. Hawkes, Presentation for the Center for Constitutional Jurisprudence Town Hall Tele-Forum, March 2016

Structural Incentives to Promote the Ethics of Lawyers (with Ronald D. Rotunda), Presentation to the St. Thomas More Society of Orange County, January 2016

The Case for Intellectual Diversity in Clinical Legal Education, Panelist, Southern Clinical Conference, October 2015

Compelling the Conscience, Presentation at the Fourth Annual Constitutional Law Colloquium

The Supreme Court and the Contraceptive Mandate, Panelist at Conference on the Contraceptive Mandate, NYU Law School

Affirmative Action in College Admissions, Debate for Orange County Constitutional Law Foundation Law Day event.

Podcasts for Federalist Society SCOTUS Cast on the decision in *Christopher v. SmithKline*, 2012, the argument and decision in *Arizona v. Inter Tribal Council* (2013), and the decision in *American Trucking Association v. Los Angeles* (2013)

The President's Power to Preempt, Presentation at the Third Annual Constitutional Law Colloquium,

Supreme Court Preview, CLE Presentation to the Newport Beach Bar Association, 2012

Moderator, How Free is Free Speech, Chapman University Student Civic Engagement Presentation, 2012

RECENT PUBLICATIONS

Op-Ed, *Congress' Fix to Tribal Sovereign Immunity Misses the Point*, Law 360, April 6, 2018.

Op-Ed, *Are Some California Cities Lying? If So, Taxpayers Will Be Punished*, Orange County Register, January 19, 2018.

Op-Ed, *Can California Survive Without Tort Reform*, Law 360, January 3, 2018.

Op-Ed, *Despite Good Intentions, IPR Clashes with Hatch-Waxman*, Law 360, October 27, 2017.

Petition for Writ of Certiorari in *Berninger v. FCC* featured as Petition of the Day, SCOTUSBlog, October 2017.

Amicus Brief in *Kolbe v. Hogan* published on SCOTUSBlog, October 2017.

Amicus Brief in *Hill v. SEIU* published on SCOTUSBlog, September 2017.

Op-Ed, *Congress Should Increase Penalties on Internet Pharmacies*, Law 360, May 4, 2017.

Op-Ed, *Another Chapter in California's Water Wars*, San Francisco Daily Journal, February 10, 2017.

Op-Ed, *Hunger Games, Puerto Rico Edition*, Law 360, April 11, 2017.

Op-Ed, *Don't Let the Perfect be the Enemy of the Good in Retirement Income offerings to UC Workers*, Orange County Register, March 23, 2017.

Op-Ed, *Dakota Access Pipeline – Not the End of the World as We Know It*, Law 360, March 10, 2017.

Op-Ed, *The Stakes are High in Ambac Assurance v. JP Morgan*, Law 360, February 28, 2017.

Op-Ed, *Rule for Student Debt Forgiveness could Threaten Colleges and Spur Lawsuits*, LA Times, September 13, 2016.

Op-Ed, *No Good Reason For New Student Loan Forgiveness Rules*, Law 360, July 22, 2016

Federalist Society Blog, *Implications of the Friedrichs Non-Decision*, April 8, 2016

Op-Ed, *Political Ambition and the death of liberty*, Orange County Register, April 7, 2016

Op-Ed, *High court declines to hear latest ACA challenge*, Los Angeles Daily Journal, January 20, 2016

California's SCA 5 and Racial Preferences in Education, Engage, Volume 16, Issue 3, December 2015

On the Merits, PETPO v. US Fish & Wildlife Service, Washington Legal Foundation (www.wlf.org/publishing/publication_detail.asp?id=2504)

Part II: Can States Require Proof of Citizenship for Voter Registration?--Arizona v. Inter Tribal Council of Arizona, Engage, Volume 14, Issue 3, October 2013

Can States Require Proof of Citizenship for Voter Registration?--Arizona v. Inter Tribal Council of Arizona, Engage, Volume 14, Issue 1, February 2013

Op-Ed, *The Supreme Court's World Class Blunder in Arizona Voter Case*, Bloomberg (picked up by Dallas Morning News), June 18, 2013

Bounty Hunters and the Public Interest – A Study of California Proposition 65, Engage, Volume 13, Issue 1, March 2012

RECENT BRIEFS

Berninger v. Federal Communications *Commission*, No. 17-498, US Supreme Court, Petition for Writ of Certiorari, September 27, 2017.

Knick v. Township of Scott, No. 17-647, US Supreme Court amicus brief on the merits.

Gundy v. United States, No. 17-6086, US Supreme Court amicus brief on the merits.

March v. Mills, No. 17-689, US Supreme Court amicus brief in support of review.

Janus v. AFSCME, No. 16-1466, US Supreme Court amicus brief on the merits.

Garco v Spear, No. 17-225, US Supreme Court amicus brief in support of review.

Masterpiece Cakeshop v. Colorado, No. 16-111, US Supreme Court amicus brief on the merits.

Kolbe v. Hogan, No. 17-127, US Supreme Court amicus brief in support of review.

Brush & Nib Studio LC v. City of Phoenix, No. 1-CA-CV 16-0602, Arizona Court of Appeal amicus brief on the merits, February 2018.

Telescope Media Group v. Lindsey, No. 17-3352, Eight Circuit Court of Appeals amicus brief on the merits, January 2018.

303 Creative, LLC v. Elenis, No. 17-1344, Tenth Circuit Court of Appeals amicus brief on the merits, December 2017.

Peruta v. California, No. 16-894, US Supreme Court amicus brief in support of review.

Howard Jarvis Taxpayers Association v. Brown, Sacramento Superior Court No. 34-2016-80002512, Petition for Writ of Mandate, Brief in Support of Petition, and Reply Brief in Support of Petition (Direct Representation resulting in favorable judgment that SB 1107 (2016) was unconstitutional).

Arlene's Flowers v. Washington, No. 17-108, US Supreme Court amicus in support of review.

Arlene's Flowers v. State, No. 91615-2, Washington Supreme Court amicus in support of appellant.

Hill v. SEIU, No. 16-1480, US Supreme Court amicus in support of review.

Janus v. AFSCME, No. 16-1466, US Supreme Court amicus in support of review.

616 West Croft v. West Hollywood, No. 16-1137, US Supreme Court amicus in support of review.

Independence Institute v. FEC, No. 16-743, US Supreme Court amicus in support of review.

Gordan v. Consumer Finance Protection Bureau, No. 16-673, US Supreme Court amicus in support of review.

Foster v. Vilsack, No. 16-186, US Supreme Court amicus in support of review.

Stormans v. Wiesman, No. 15-682, US Supreme Court amicus brief in support of review

United States Corps of Engineers v. Hawkes Co., No 15-290, US Supreme Court amicus brief on the merits

California Building Industry Association v. City of San Jose, No 15-330, US Supreme Court amicus brief in support of review

Center for Competitive Politics v. Harris, No 15-152, US Supreme Court amicus brief in support of review

Sissel v Department of Health and Human Services, No. 15-543, US Supreme Court amicus brief in support of review

Kobach v. US Elections Assistance Comm'n, No. 14-1164, US Supreme Court amicus brief in support of review

Kentner v. Sanibel, No. 14-1016, US Supreme Court amicus brief in support of review

Kent Recycling v. US Army Corps of Engineers, No. 14-493, US Supreme Court amicus brief in support of review

Levin v. San Francisco, No. ND Cal 3:14-CV-03352-CRB, Federal District Court amicus brief on the merits

Fisher v. University of Texas, No. 09-50822, Fifth Circuit Court of Appeals amicus brief on rehearing

Perez v. Mortgage Bankers Ass'n, No. 13-104, US Supreme Court amicus brief on the merits

Dept of Trans v. Ass'n of American Railroads, No. 13-1080, US Supreme Court amicus brief on the merits

Kurtz v. Verizon, No. 14-439, US Supreme Court amicus brief in support of review

Autocam Corp v. Sebelius, No. 13-482, US Supreme Court amicus in support of review

Gerawan Farms v. ALRA, Cal Court of Appeal No. F068526, California Court of Appeal amicus brief on the merits

Jackson v. San Francisco, Ninth Circuit Court of Appeals No. 12-7803, Circuit Court of Appeals amicus brief in support of rehearing en banc

Peri & Sons Farms, Inc. v. Rivera, No. 13-950, US Supreme Court amicus in support of review

Burwell v. Hobby Lobby Stores, No. 13-354, US Supreme Court amicus brief on the merits

Conestoga Wood Specialties v. Burwell, No. 13-356, US Supreme Court amicus brief in support of certiorari

Sissel v. Health and Human Services, District of Columbia Circuit Court of Appeals No. 13-5202, amicus brief on the merits

Woollard v. Gallagher, No. 13-42, US Supreme Court amicus brief in support of review

Harris v. Quinn, No. 11-681, US Supreme Court amicus brief on the merits

McCullen v. Coakley, No. 12-1168, US Supreme Court amicus brief on the merits

Unite Here Local 355 v. Muhall, No 12-99, US Supreme Court amicus brief on the merits

Town of Greece v. Galloway, No. 12-696, US Supreme Court amicus brief on the merits

American Trucking Association v. Los Angeles, No. 11-798, US Supreme Court amicus brief in support of review

Kachalsky v. Cacace, No. 12-845, US Supreme Court amicus brief in support of review

Lepak v. City of Irving Texas, No. 12-777, US Supreme Court amicus in support of review

Elmbrook School District v. Doe, No. 12-755, US Supreme Court amicus brief in support of review

Town of Greece v. Galloway, No. 12-696, US Supreme Court amicus brief amicus on the merits

Jackson v. City and County of San Francisco, No. 12-17803, amicus brief to the Ninth Circuit Court of Appeals

Powell v. County of Humboldt, No. A137238, amicus brief to the California Court of Appeal

Wollschlaeger v. Florida, No. 12-14009, amicus brief to the Eleventh Circuit Court of Appeals

Arizona v. The Inter Tribal Council of Arizona, No. 12-71, US Supreme Court amicus brief on the merits

Sissel v. Department of Health and Human Services, No. 1:10-cv-01263, amicus brief to the US District Court for the District of Columbia District

Wheaton College v. Sebelius, Nos. 12-5273 and 12-5291, amicus brief to United States Court of Appeals for the District of Columbia Circuit

UNIVERSITY AND LAW SCHOOL COMMITTEES

Law School Learning Outcomes Assessment Committee (author of Law School JD program Learning Outcome Assessment Report for 2014-15, 2016-17, and 2017-18) (2014-15 (chair); August 2016 – present (committee member))

Subcommittee on Retention for Professor Faulkner (2018)

University Learning Outcomes Assessment Committee (2013-14 and 2014-15)

Law School Clinical Education Committee (2015-16)

Chair, Subcommittee on Retention for Professor Funk (2014-15)

Strategic Planning Committee (redesign of law school curriculum to focus more on skills training) (2012-13)

Honors Council (2011-12)